

48TH REGULAR SESSION

CORRECTION—SENATE BILL NO. 332

H. C. R. No. 171

BE IT RESOLVED by the House of Representatives, the Senate concurring, That the Enrolling Clerk of the Senate, in case the Conference report on Senate Bill No. 332 be adopted, be instructed in enrolling the bill to reduce item 44 under Texas Liquor Control Board by Seven Thousand Five Hundred Dollars (\$7,500) and increase item 49 by Seven Thousand Five Hundred Dollars (\$7,500).

Adopted by the House, May 11, 1943; adopted by the Senate, May 11, 1943.

Approved and filed May 18, 1943.

HOUSE JOINT RESOLUTIONS

CONSTITUTIONAL AMENDMENT—ARTICLE 3, §§ 51-e, 51-f

H. J. R. No. 8

Proposing an amendment to Section 51 of Article 3 of the Constitution of the State of Texas, by adding thereto Sections 51—e and 51—f; Section 51—e providing that cities and towns in this State shall have the power and authority to provide a system of retirement and disability pensions for its employees, provided, however, that no pension system shall be set up in any city until it has been approved at an election by qualified voters entitled to vote at an election on the question of the issuance of tax supported bonds; Section 51—f providing that the Legislature shall have authority to provide a system of retirement and disability pensions for appointive officers and employees of cities and towns to operate Statewide or by districts under such plan or program as the Legislature shall direct and shall provide that participation therein by cities and towns shall be voluntary; provided that the Legislature shall never make an appropriation to pay any of the cost of any system authorized by this Section; providing for an election on the question of the adoption or rejection of such an amendment and making an appropriation therefor; providing for the proclamation and publication therefor and prescribing the form of ballot.

Be it resolved by the Legislature of the State of Texas:

Section 1. That Section 51 of Article 3 of the Constitution of the State of Texas be amended by adding thereto Sections 51-e and 51-f, which shall read as follows:

"Section 51-e. Each incorporated city and town in this State shall have the power and authority to provide a system of retirement and disability pensions for its appointive officers and employees who have become disabled as a direct and proximate result of the performance of their duties, or have passed their sixty-fifth birthday, or have been employed by such city or town for more than twenty-five (25) years and have passed their sixtieth birthday, when and if, but only when and if, such system has been approved at an election by the qualified voters of such city or town entitled to vote on the question of issuance of tax supported bonds; provided that no city or town shall contribute more than the equivalent of seven and one half (7½) per centum of salaries and wages of the officers and employees entitled to participate in its pension system, and that said officers and employees shall contribute a like amount; and this Amendment shall not reduce the authority nor duty of any city or town otherwise existing.

HOUSE JOINT RESOLUTIONS

"Section 51-f. The Legislature of this State shall have the authority to provide for a system of retirement and disability pensions for appointive officers and employees of cities and towns to operate Statewide or by districts under such a plan and program as the Legislature shall direct and shall provide that participation therein by cities and towns shall be voluntary; provided that the Legislature shall never make an appropriation to pay any of the cost of any system authorized by this Section."

Sec. 2. The foregoing Constitutional Amendments shall be submitted to a vote of the qualified electors of this State at an election to be held throughout the State in November, 1944, at which all ballots shall have printed thereon, "For the Constitutional Amendment providing that the cities and towns in this State shall have the power and authority to provide a system of pensions for their appointive officers and employees," and "Against the Constitutional Amendment providing that all cities and towns in this State shall have the power and authority to provide a system of pensions for their appointive officers and employees." All ballots at such election shall also have printed thereon, "For the Constitutional Amendment giving authority to the Legislature to provide for a system of retirement and disability pensions for appointive officers and employees of the cities and towns" and "Against the Constitutional Amendment giving authority to the Legislature to provide for a system of retirement and disability pensions for appointive officers and employees of cities and towns." Each voter shall scratch out two (2) of said clauses on the ballot, leaving the two (2) expressing his vote on the proposed Amendments.

Sec. 3. The Governor of the State of Texas shall issue the necessary proclamation for said election and shall have the same published as required by the Constitution for Amendments thereto.

Sec. 4. The sum of Five Thousand Dollars (\$5,000), or so much thereof as may be necessary, is hereby appropriated out of any funds in the Treasury of the State, not otherwise appropriated, to pay the expenses of such publication and election.

Passed the House, March 23, 1943: Yeas 107, Nays 2; House concurred in Senate amendments, April 21, 1943: Yeas 113, Nays 2; passed the Senate, as amended, April 21, 1943: Yeas 22, Nays 0.
Approved April 22, 1943. To be voted at election to be held Nov. 7, 1944.

CONSTITUTIONAL AMENDMENT—ARTICLE 8, § 9

H. J. R. No. 18

Proposing an Amendment to Section 9 of Article 8 of the Constitution of the State of Texas, by changing said Section 9 so as to provide that the Commissioners Court in any county may re-allocate the county tax levies authorized in said section by changing the rates provided for any of the purposes authorized in said section by either increasing or decreasing the same, but in no event shall the total of such taxes exceed eighty (80) cents on the one hundred dollars valuation for any one year; providing that before such Commissioners Court may make such re-allocations and changes in such levies that the same shall be submitted to the qualified property tax paying voters of such county at a general or special election and shall be approved by a majority of the qualified property tax paying voters, voting in such election; providing that if and when such re-allocations and changes in such county tax levies have been approved by the qualified property tax paying voters of any county as herein provided, such re-allocations and changes shall remain in force and effect for a period of six (6) years from the date of the election at which same shall be approved, unless the same again shall have been changed by a majority vote of the qualified property tax paying voters of such county, voting on the proposition, after submission by